

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Brian S. Myers on 4/21/10.

The application has been amended as follows:

24. (Currently Amended) A program product stored on a non-transitory recordable medium, said medium having stored thereon machine readable instructions that, when executed, implement a method for providing bandwidth fairness in wireless networks, said method comprising: receiving at least one stream of packets on an access point for at least one wireless station; determining a bandwidth requirement for transmission of the at least one stream of packets to the at least one wireless station; defining a ratio between a plurality of streams based on the bandwidth requirement; based on the ratio, setting a more fragment bit of the at least one stream of packets when there are successive packets in the at least one stream of packets; and transmitting the successive packets of the at least one stream of packets from the access point to the at least one wireless station without back-off.

REASONS FOR ALLOWANCE

2. The following is an examiner's statement of reasons for allowance: The Application is allowable for reasons set forth on pages 7-11 of the remarks in the Appellant brief dated 4/5/2010, which is hereby incorporated by reference.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHARLES SHEDRICK whose telephone number is (571)272-8621. The examiner can normally be reached on Monday thru Friday 8:00AM-4:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lester Kincaid can be reached on (571)-272-7922. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Charles Shedrick/

Examiner, Art Unit 2617

/LESTER KINCAID/

Supervisory Patent Examiner, Art Unit 2617